

UNITED STATES DISTRICT COURT
EASTERN DISTRICT OF CALIFORNIA

THOMAS MATTHEWS, individually and
on behalf of all others similarly situated,

Plaintiff,

v.

RECKITT BENCKISER LLC, et al.,

Defendants.

Case No. 1:20-cv-00854-NONE-EPG

ORDER GRANTING JOINT REQUEST TO
CONTINUE STAY

(ECF No. 50)

On January 7, 2021, the parties filed a stipulation to stay this case. (ECF No. 42.)

According to the stipulation, the parties participated in a voluntary mediation session and reached an agreement to settle a related case pending in the Southern District of Florida that would resolve this case, the Southern District of Florida case, and a third case pending in the Southern District of New York. (*Id.*) The parties requested a 120-day stay of this action to allow them to finalize a settlement agreement and seek preliminary approval of the settlement in the Southern District of Florida. (*Id.*)

On January 11, 2021, the Court granted the stipulation and stayed the case until and including May 10, 2021. (ECF No. 43.) The Court directed the parties to file a status report or appropriate dismissal documents on or before May 10, 2021. (*Id.*)

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1 The parties filed a joint status report on May 10, 2021, stating that the Southern District of
2 Florida granted plaintiffs' motion for preliminary approval and a final approval hearing is
3 scheduled for August 17, 2021. (ECF No. 44.) However, the stay had expired on May 10, 2021,
4 and the parties' joint status report did not address whether they requested a further stay of this
5 case or whether they intended to continue briefing the currently-pending motions to dismiss. (See
6 ECF Nos. 29, 38.) Accordingly, the Court entered an order on May 11, 2018, directing the parties
7 to file a response indicating whether they request a further stay and, if so, the proposed duration
8 of the stay. (ECF No. 45.)

9 On May 18, 2021, the parties filed a joint status report requesting a further stay of the case
10 until August 24, 2021, which is seven calendar days after the currently-scheduled final approval
11 hearing in the Southern District of Florida. (ECF No. 46.) The Court entered an order on May 20,
12 2021, continuing the stay through August 24, 2021. (ECF No. 47.) The parties were directed to
13 file a status report or appropriate dismissal documents on or before August 24, 2021. (*Id.*)

14 The parties filed a joint status report on August 24, 2021. (ECF No. 50.) According to the
15 status report, the magistrate judge in the Southern District of Florida action took the matter under
16 advisement at the conclusion of the final approval hearing and requested further briefing from the
17 parties. (*Id.*) The parties request that the stay be extended to October 19, 2021 to allow time for
18 the magistrate judge in the Southern District of Florida action to issue a report and
19 recommendation for the district judge's review. (*Id.*)

Having reviewed the parties' joint request, and for good cause shown, IT IS HEREBY ORDERED that this case is stayed until and including October 19, 2021. The parties shall either file a status report or appropriate dismissal documents on or before October 19, 2021. IT IS SO ORDERED.

24 Dated: **August 25, 2021**

/s/ Eric P. Gross